

2-8-02

A

CONTINUING PATENT APPLICATION**TRANSMITTAL** (for Continuing Applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 72957

First Named Inventor or Application Identifier:

Fontanesi

J1017 U.S. PTO

10/068109

02/05/02

Box PATENT APPLICATION

Commissioner of Patents and Trademarks

ATTENTION: Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request under 37 C.F.R. § 1.53(b) for filing a:

- ☒ Continuation application,
- ☐ Divisional application,
- ☐ Continuation-in-Part application,

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number

EL 821 497 741 US

Date of Deposit 02/05/02

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

JOHNNY HAYNES

(Typed or printed name of person mailing)

Johnny Haynes

(Signature of person mailing)

of pending prior application number 08/941,872, filed on 09/30/97 by inventor Fontanesi for Method for the Cost-Effective Delivery of Medical Services Pursuant to a Procedure-Based Manual.

1. ☐ This is a continuation or divisional application. Enclosed is a copy of the prior application as originally filed, including specification, claims, drawings, and oath or declaration.

- or -

- ☒ Enclosed is a patent application (for continuation, divisional, or continuation-in-part applications) containing:

☒ 26 pages of the specification (including claims).

☒ 10 sheet(s) of drawings. ☐ Formal ☒ Informal (FIGS 1-7)

2. ☒ Amend the specification by inserting before the first line the sentence: --This is a ☒ continuation, ☐ division, ☐ continuation-in-part, of prior application number 08/941,872, filed 09/30/97, which is a continuation of application number 08/384,141, filed 02/24/95, which is hereby incorporated herein by reference in its entirety.-- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 3 below, is considered as being part of the disclosure of the accompanying application, and is hereby incorporated by reference therein.

3. ☒ A copy of the executed Oath or Declaration filed in the prior nonprovisional application is enclosed.
4. ☐ Inventorship:
 - ☐ A newly-executed Oath or Declaration and Power of Attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§ 1.63(a), (d)(5) and (e)).
 - ☐ Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. § 1.63(d)(1)(2)):

 - ☐ The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted Oath or Declaration and Power of Attorney (§ 1.41(a) and § 1.53(b)).
5. ☐ An Assignment of the invention to _____, and cover sheet are enclosed.
 - ☐ A check in the amount of \$ _____ to cover the fee for recording the assignment is enclosed.
6. ☐ The prior application is assigned of record to _____.
7. ☐ Small Entity Status (37 C.F.R. § 1.28(a)(2)):
 - ☐ Applicant(s) assert entitlement to Small Entity Status.
 - ☐ Status as a small entity is not claimed.
8. ☐ A 37 C.F.R. § 3.73(b) statement is enclosed where an assignee seeks to take action.
9. ☐ A preliminary amendment is enclosed.
10. ☒ Drawings:
 - ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by § 1.138 and before payment of base issue fee.)
 - ☐ New formal drawings are enclosed.

☒ Informal drawings are enclosed.

11. ☒ A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

12. ☐ An Information Disclosure Statement is enclosed.

☐ A Form PTO-1449 is enclosed.

☐ _____ References (copies) listed on the Form PTO-1449 are enclosed.

13. ☐ A Computer Program Listing Appendix is enclosed.

☐ A Transmittal Cover Letter for Computer Program Listing Appendix is enclosed.

☐ Two (2) Compact Discs are enclosed.

14. ☐ A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

☐ A Computer Readable Copy is enclosed.

☐ A Paper Copy (Identical to Computer Copy) is enclosed.

☐ A Statement Verifying Identity of above Copies is enclosed.

15. ☒ A Return Receipt Postcard is enclosed (MPEP §503).

16. ☐ Priority of application number _____ filed on _____
_ in _____ is claimed under 35 U.S.C. §119.

☐ The certified copy of the priority document has been filed in prior application number _____, filed _____.

☐ A certified copy of the priority document is enclosed.

17. ☒ Power of Attorney:☒ The power of attorney in the prior application is to:

☒ James P. Krueger, Registration No. 35,234
 FITCH, EVEN, TABIN & FLANNERY
 Suite 1600
 120 South LaSalle Street
 Chicago, Illinois 60603-3406.
 and other members of the firm.

☒ Customer Number 22242.☐ The power appears in the original papers in the prior application.☐ Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.18. ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)19. ☒ The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Prior Application,
Less Any Claims Cancelled by Amendment

Basic Utility Fee		\$740.00	\$	740.00
Independent Claims	<u>2</u> - <u>3</u> = <u>0</u>	x \$ 84.00	= \$	0.00
Total Claims	<u>20</u> - <u>20</u> = <u>0</u>	x \$ 18.00	= \$	0.00
Fee for Multiply Dependent Claims		\$280.00		
or				
Basic Design Fee		\$330.00		
		Total Filing Fee	\$	740.00

☐ Applicant(s) assert entitlement to Small Entity Status, reducing the Filing Fee by half to:20. ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.21. ☒ Charge \$ 740.00 to Deposit Account No. 06-1135.22. ☐ The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.

23. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this request is enclosed.

24. ☒ Also enclosed:
Copy of 4-month Petition for Extension of Time in U.S. Serial No. 08/941,872.

25. ☒ Address all future communications to Customer Number 22242.



February 5, 2002

Date

James P. Krueger

Registration No. 35,234

☐ Attorney or agent of record

☐ Filed under §1.34(a)

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007

PATENT

Attorney Docket No. 72957

Commissioner of Patents and Trademarks
ATTENTION: Assistant Commissioner for Patents
Washington, D.C. 20231

Applicant: Fontanesi

Appln No.:

Filed: Herewith

For: Method for the Cost-Effective Delivery of
Medical Services Pursuant to a
Procedure-Based Manual

Group Art
Unit:

Examiner:

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

) "Express Mail" Mailing Label Number

) EL 821 497 741 US

) Date of Deposit 02/05/02

) I hereby certify that this paper or fee is being deposited
) with the United States Postal Service "Express Mail
) Post Office to Addressee" Service under 37 CFR §1.10
) on the date indicated above and is addressed to the
) Commissioner of Patents and Trademarks, Washington,
) D.C. 20231.

) JOHNNY HAYNES
) (Typed or printed name of person mailing)

) Johnny Haynes
) (Signature of person mailing)

**GENERAL AUTHORIZATION FOR PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)(3)**

Applicant hereby requests under 37 C.F.R. §1.136(a)(3) by this general authorization that any concurrent or future reply submitted by Applicant(s) to the U.S. Patent and Trademark Office for the above-identified patent application requiring a petition for an extension of time under §1.136(a) for its timely submission be treated as incorporating therein a petition for an extension of time for the appropriate length of time.

If Applicant does not timely pay for any extension fee(s) pursuant to 37 C.F.R. §1.136(a) which may become due for this application under 37 C.F.R. §1.17 by check, the Commissioner is hereby authorized to charge such fee(s), and any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135.

February 5, 2002

Date

James P. Krueger

James P. Krueger

Registration No. 35,234

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007

PATENT

Attorney Docket No. 70512

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Fontanesi, James

Appln No.: 08/941,872

Filed: 09/30/97

For: Method for the Cost-Effective
Delivery of Medical Services
Pursuant to a Procedure-Based
Manual

Group Art

Unit: 2644

Examiner: J. Thomas

CERTIFICATE OF MAILING

I hereby certify that this paper is being
deposited with the United States Postal
Service as first class mail in an envelope
addressed to: Commissioner of Patents and
Trademarks, Washington, D.C. 20231, on
this date.

02/05/02

Date

James P. Krueger

Registration No. 35,234

Attorney for Applicant(s)

PETITION FOR EXTENSION OF TIME

Applicant hereby petitions under 37 CFR §1.136(a) for an extension of time for reply
in the above-identified application for the period required to make the accompanying reply
timely, or, if there be no accompanying reply, for the period for which the fee is indicated or
the period necessary to prevent abandonment of the above-identified application if longer than
the period for which the fee is indicated.

Extension fee for reply within fourth month:

☐ By a small entity (§1.9(f)) \$ 720.00

☒ By other than a small entity \$1,440.00

☐ A check in the amount of \$_____ to cover the extension fee is enclosed.

☒ Charge \$ 1,440.00 to Deposit Account No. 06-1135.

☒ The Commissioner is hereby authorized to charge any additional fees which may
be required in this application under 37 C.F.R. §§1.16-1.17 during its entire
pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no
proper payment be enclosed herewith, the Commissioner is authorized to charge the
unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

February 5, 2002

Date



James P. Krueger

Registration No. 35,234

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007